

ORIGINAL  
FILE

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DEC - 4 1992

Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington D.C.

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

In Re )  
 )  
Amendment of Section 73.202(b)) MM DOCKET NO. 92-217  
FM TABLE OF ALLOTMENTS )  
Camden, East Camden and Stamps)  
AR; Minden LA )

TO: MASS MEDIA BUREAU (Policy & Rules) STOP 1800D5

REPLY

Y95 Radio, licensee of Station KCXY, by its attorney,  
submits this Reply to the Petition/Comments of Bienville  
Parish Broadcasting (BPB) and Lafayette County Broadcasting,  
Inc. (Lafayette).

BPB asks the Commission to allot Channel 239A at  
Gibbsland LA. BPB's proposal would be mutually exclusive  
with Y95 Radio's proposal to allot Channel 237A at Minden LA  
in order to permit certain allotment changes elsewhere.  
However, this Commission, if it decides to allot an FM  
channel to Gibbsland, can allot Channel 283A at Gibbsland,  
with an appropriate spacing requirement. This allotment  
complies with all spacing and coverage requirements, as shown  
by the attached Technical Exhibit of Jefferson G. Brock (par.  
4). This will permit the Commission to allot Channel 237C1  
to East Camden AR and make the other changes in the NPRM.

Lafayette is the sole applicant for vacant Channel 238A  
at Stamps AR. Lafayette in its comments says that it would  
have to change site if Channel 282A is substituted for Channel  
238A at Stamps. Lafayette says it does not want to amend to

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change site.

Lafayette's objection is not valid. Y95 Radio's petition was filed long before August 15, 1992, the effective date of new requirements for protection of pending site proposals by petitioners for new allotments. In any event, the attached Technical Exhibit (par. 7) shows that Lafayette can in fact use its present site if Channel 282A is allotted to Stamps, and can operate with 6 kilowatts power, using a directional antenna. Lafayette's objections to the allotments in the NPRM are therefore not valid.

Y95 will reimburse the licensee of Station KASO-FM for reasonable expenses if the allotment at Minden LA is changed as requested.

The changes in the Table proposed by Y95 will result in new service to a very substantial population, and in bringing a first local transmission service to East Camden. For these reasons, the Commission should adopt the proposed changes in the NPRM, and modify KCXY's license accordingly.

Respectfully submitted,

Y95 RADIO

1825 I St. NW  
#400  
Washington DC 20006  
December 4, 1992

BY Mark E. Fields  
Mark E. Fields  
Its Attorney

CERTIFICATE OF SERVICE

I certify that I have this 4 day of December 1992  
served a true and correct copy of the foregoing by U.S. mail,  
first class, postage prepaid, upon:

Cook Enterprises, Inc.  
P.O. Box 1240  
Minden LA 71055

Lafayette County Broadcasting, Inc.  
Rte. 1, Box 179  
Stamps AR 71860

Mediatronics Broadcasting, Inc.  
P.O. Box 907  
Murfreesboro AR 71958

Wm. J. Pennington, III, Esq.  
P.O. Box 4203  
Wilmington NC 28406

C. Linwood Bragan, Esq.  
Bouloukos & Oglesby  
1675 Financial Center  
505 20th St. North  
Birmingham AL 35203

*Mark E. Fields*

REPLY COMMENTS  
MM DOCKET #92-217  
Y95 RADIO  
EAST CAMDEN, ARKANSAS  
December 1992

Technical Exhibit  
TE-1

Bromo Communications, Inc.  
P.O. Box M - 1331 Ocean Boulevard, Suite 201  
St. Simons Island, Georgia 31522  
(912) 638-5608

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REPLY COMMENTS  
MM DOCKET #92-217  
Y95 RADIO  
EAST CAMDEN, ARKANSAS  
December 1992

1. This technical statement and attached exhibits were prepared on behalf of Y95 Radio ("Y95"), licensee of radio station WCXY, Channel 237A, Camden, Arkansas. Y95, petitioner in MM Docket #92-217, seeks to substitute Channel 237C1 at East Camden, Arkansas, for Channel 237A at Camden, Arkansas. During the comment period in the above noted docket, two additional parties, aside from the petitioner, filed comments. The first set of comments was filed by Bienville Parish Broadcasting ("BPB"), who seeks the allotment of Channel 239A to Gibsland, Louisiana. This request is mutually exclusive with one of the Y95 requested substitutions, as noted below. The second set of comments was filed by Lafayette County Broadcasting, Inc. ("LCBI"), the lone applicant for Channel 238A at Stamps, Arkansas.

BACKGROUND

2. Y95 Radio is seeking to upgrade the facilities of KCXY by substituting Channel 237C1 for Channel 237A and re-allotting the upgraded channel from Camden to East Camden, Arkansas, as that community's first local service. In order to accommodate the upgrade, Y95 also has requested that

Channel 239A be substituted for Channel 237A at Minden, Louisiana, and further requests that KASO-FM be ordered to change channels. Further, Y95 has also requested that Channel 282A be substituted for Channel 238A at Stamps, Arkansas, and that the lone applicant for the Stamps facility be ordered to amend its pending application to specify operation on Channel 282A. The population of the gains of the proposed Y95 upgrade at East Camden and the subsequent public interest aspects of the channel substitutions were outlined in Y95's original Petition for Rule Making and are incorporated herein by reference.

#### DISCUSSION

3. BPB's request to allot Channel 239A to Gibsland, Louisiana, is in direct conflict with Y95's request to allocate Channel 239A in Minden, Louisiana, since the communities are 23 kilometers apart. §73.207 of the Commission's rules require co-channel Class A radio stations to be spaced a minimum of 115 kilometers apart. Y95 has determined the availability of an alternate frequency for Gibsland. This alternate frequency would allow Gibsland to receive its first local FM service, while not precluding the proposed substitution of frequencies at Minden, Louisiana, as requested by Y95.

4. Channel 283A can be allocated to Gibsland, Louisiana, with a site restricted 3.4 kilometers west-southwest of the community, in order to protect KJLO-FM, Channel 281C, Monroe, Louisiana. The proposed allocation coordinates for Gibsland are North Latitude 33° 23' 20" and West Longitude 93° 37' 38". Attached as Exhibit #1 is a usable area which demonstrates where Channel 283A could be located to provide service to Gibsland. Exhibit #2 is a §73.207 spacing analysis which demonstrates, from the above noted reference coordinates, Channel 283A meets all Commission spacing requirements to licensed, applied for and proposed facilities.

5. LCBI, the lone applicant for Channel 238A at Stamps, Arkansas, has raised several points in its comments, regarding Y95's requested substitution of Channel 282A for Channel 238A at Stamps, Arkansas. Of prime concern to LCBI is the potential relocation of its site to the usable area for Channel 282A. LCBI notes that the area is less desirable, being located some 12 kilometers west of Stamps, in an area that they reference as being adjacent to the Red River, which they claim is "bottomland", requiring the construction of a "abnormally high tower".

6. Attached as Exhibit #3 is a portion of the U.S.G.S., El Dorado, Arkansas, 1:250,000 scale map which more clearly depicts the topography within the usable area for Channel 282A. While a portion of the area is adjacent to the Red

River, there is additional land some 5 to 6 miles east of the river, in close proximity to State Highway 29, near Piney Grove, Arkansas, which connects the towns of Hope and Lewisville. A closer examination of Exhibit #3 reveals that this general area has elevations close to or in excess of 300 feet above sea level. These elevations appear to be similar in nature to the area in which LCBI is presently proposing to locate its tower site.

7. LCBI also references its desire to improve its applied for facility from the requested 3.0 kilowatts to a 6.0 kilowatt facility utilizing its preferred transmitter site. LCBI proposes to employ §73.215 contour protection towards KCXY, Channel 237A in Camden, Arkansas. LCBI would presumably utilize a directional antenna to limit radiation towards KCXY in order to achieve 6.0 kilowatts in the other directions. Based on the LCBI transmitter site, it has been determined that by employing §73.215 requirements and using a directional antenna it would be feasible to operate Channel 282A from this same site. Therefore, LCBI would not necessarily be required to change transmitter sites. Channel 282A, from the LCBI transmitter site, complies with §73.215(e) of the Commission's rules.

8. LCBI also makes note of the removal of service from Camden, once Y95's proposal would be enacted. Y95 reiterates



that Camden presently receives service not only from KCXY, but from KWEH, Channel 246C2, Camden, Arkansas, and KAMD (AM) and KJWH (AM), both of which are licensed to Camden. Thus, the change from Camden to East Camden proposed by Y95 will still leave KWEH and the two AM stations licensed to Camden. There is also the vacant allotment of Channel 283A at Camden, Arkansas. Therefore, Camden will remain will served by locally licensed facilities after KCXY commences operation on Channel 237C1. Camden will likewise continue to receive city grade service from the improved KCXY.

9. Y95 therefore reiterates its request to upgrade KCXY, while not precluding the potential new allotment of a channel to Gibsland, Louisiana, as proposed by BPB, nor negatively impacting LCBI. Therefore, Y95 requests the following amendments to §73.202(b) of the Commission's rules:

East Camden Arkansas

Present

None

Proposed

237C1

Camden Arkansas

Present

237A, 246C2  
283A

Proposed

246C2, 283A

Minden, Louisiana

Present

237A

Proposed

239A

Stamps, Arkansas

Present

238A, 263C2

Proposed

263C2, 282A

Gibbsland, Louisiana

Present

None

Proposed

283A

10. When Channel 237C1 is allocated to East Camden, Arkansas, Y95 will file, on a timely basis, an application to make minor changes in the facilities of KCXY, to specify operation on Channel 237C1 in East Camden, Arkansas. Further, Y95 restates its willingness to reimburse the licensee of KASO-FM for reasonable expenses to enact the proposed channel substitution at Minden, Louisiana.

Y95 notes that it is not expressing any interest in allotting a channel to Gibbsland, but merely suggests that should the Commission deem an allotment to that community as

being in the public interest, it requests that Channel 283A be allotted, rather than Channel 239A, as proposed by BPB.

This technical statement and attached exhibits were prepared on behalf of Y95 Radio by Bromo Communications, Inc., its technical consultants. All information contained in herein is true and accurate to the best of our belief and knowledge. Should questions arise during consideration of these comments, we welcome the opportunity to discuss the matter by phone at (912) 638-5608. All information contained herein is based on the NTIA FM database, as updated in October, 1992. We assume no liability for omissions in that database which may be adverse to the requests herein.



ALLOCATION STUDY FOR GIBSLAND, LOUISIANA  
USING PROPOSED ALLOCATION SITE AS REFERENCE

REFERENCE  
32 32 31 N  
93 05 24 W

CLASS A  
Current rules spacings  
CHANNEL 283 -104.5 MHz

DISPLAY DATES  
DATA 10-27-92  
SEARCH 12-01-92

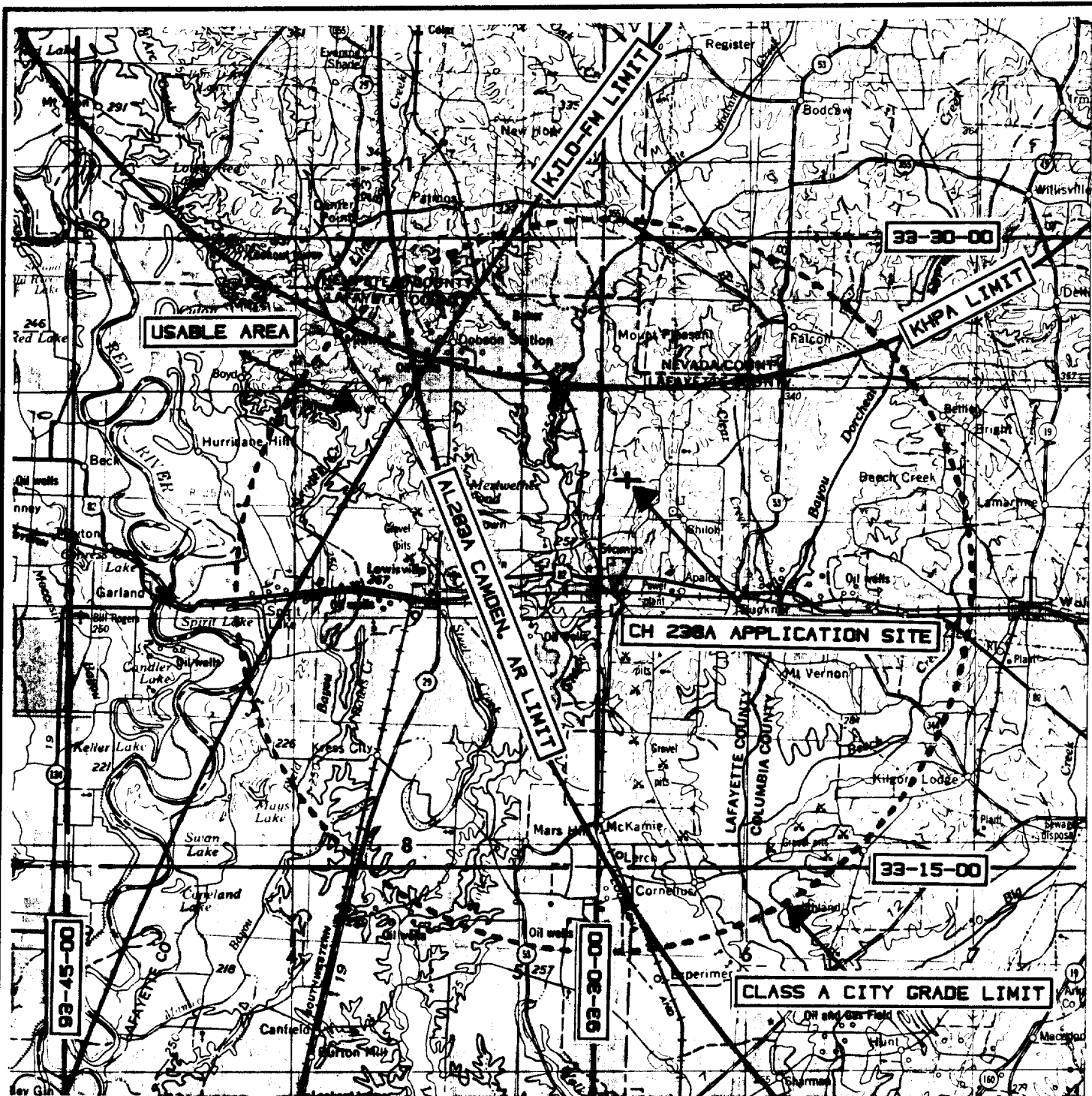
CALL TYPE	CH# LAT	CITY LNG	STATE PWR	BEAR' HT	D-KM D-Mi	R-KM R-Mi	MARGIN (KM)
KJLOFM	281C	Monroe	LA	82.1	95.01	95.0	0.01 <
LI CY	32 39 36	92 05 15	100.000 kW	310M	59.0	59.0	
New South Communications, Inc					BLH880812KE		
ALOPEN	283A	Camden	AR	11.7	118.13	115.0	3.13
AL N	33 35 06	92 50 00	0.000 kW	0M	73.4	71.5	
87-598 WO= 881121					881221		
>Effective 11-18-88							
AP284	284C3	Mansfield	LA	233.0	95.97	89.0	6.97
AP CN	32 01 17	93 54 14	25.000 kW	100M	59.7	55.3	
Cary D. Camp					BPH920402MI 920811		
>Amended 920629							
KTOCFM	285C3	Jonesboro	LA	135.6	49.24	42.0	7.24
AP ZCN	32 13 28	92 43 27	8.000 kW	75M	30.6	26.1	
Jackson Parish Broadcasting					BPH920710IE		
>From Channel 285A Per D84-231							
AP284	284C3	Mansfield	LA	231.6	97.78	89.0	8.78
AP CN	31 59 37	93 54 10	25.000 kW	100M	60.8	55.3	
Mitchell Tyner					BPH920403MA 920811		
>Untimely Filed							
KJTX	283A	Jefferson	TX	283.5	123.87	115.0	8.87
LI CN	32 48 13	94 22 26	1.750 kW	129M	77.0	71.5	
DLB Broadcasting, Partnership					BLH901102KD		

ALLOCATION STUDY CHANNEL 283A

EXHIBIT #2  
REPLY COMMENTS  
MM DOCKET #92-217  
Y95 RADIO  
EAST CAMDEN, ARKANSAS

December 1992

**BROMO**  
**COMMUNICATIONS**  
BROADCAST  
TECHNICAL CONSULTANTS  
St Simons Island, Georgia  
Washington, D.C.



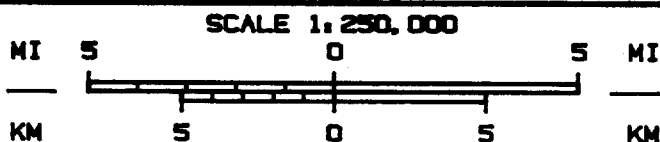
### USABLE AREA CHANNEL 282A

MAP IS A PORTION OF THE 1:250,000 SCALE  
EL DORADO U.S.G.S. WESTERN UNITED STATES  
MAP.

### EXHIBIT #3

REPLY COMMENTS  
MM DOCKET #92-217  
Y95 RADIO  
EAST CAMDEN, ARKANSAS

December 1992



**BROMO**  
**COMMUNICATIONS**  
BROADCAST  
TECHNICAL CONSULTANTS  
St Simons Island, Georgia  
Washington, D.C.

AFFIDAVIT AND QUALIFICATIONS OF CONSULTANT

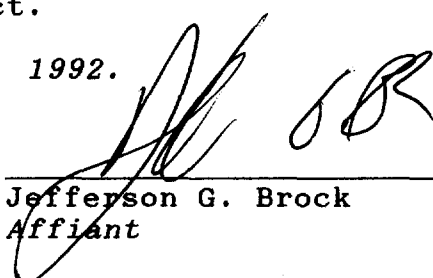
State of Georgia       )  
St. Simons Island     )  
County of Glynn       )       ss:

JEFFERSON G. BROCK being duly sworn, deposes and says that he is an officer of Bromo Communications, Inc. Bromo has been engaged by Y95 Radio, licensee of WCXY, to prepare the attached Technical Exhibit.

His qualifications are a matter of record before the Federal Communications Commission. He has been active in Broadcast Engineering since 1979.

The attached report was either prepared by him or under his direction and all material and exhibits attached hereto are believed to be true and correct.

This the 30th day of November, 1992.

  
\_\_\_\_\_  
Jefferson G. Brock  
Affiant

Sworn to and subscribed before  
me this the 30th day of November, 1992.

  
\_\_\_\_\_  
Notary Public, State of Georgia  
My Commission Expires: September 8, 1995